

# United States District Court

WESTERN DISTRICT OF WASHINGTON

RODDY HORSLEY,

JUDGMENT IN A CIVIL CASE

v.

WASHINGTON STATE, *et al.*,

CASE NUMBER C09-5680 RJB/KLS:

**Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

**Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

THE COURT HAS ORDERED THAT

(1) The Court adopts the Report and Recommendation;

(2) This action is **DISMISSED without prejudice** prior to service for failure to state a claim. **This dismissal counts as a strike pursuant to 28 U.S.C. § 1915(g)**

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April 16, 2010

Date

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BRUCE RIFKIN

Clerk

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*s/ Mary Trent*

Deputy Clerk